

EXHIBIT 5

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001

As relates to: 03 MDL 1570 (GBD) (SN)

BAKAHITYAR KAMARDINOVA,
MUKHAMET KAMARDINOVA, FARIDA
KAMARDINOVA, FOTIMA
KAMARDINOVA, ZAHRO
KAMARDINOVA, ZUKHRA KORAGOVA,
GEORGE KANE, MCKINLEY KEARNEY,
BRITYNE SPRAUVE, SIMARA WARREN,
ANNE K. JULEFF, KATHLEEN KELLY,
ALLISON GARGER, ELIZABETH KHALIF,
MICHAEL KIMELMAN, TERRE
WALLACH, KELLIE WORK, SUSAN
KING, KAREN BARRETT, HANS A.
KLEIN, MICHAEL KLOEPFER, JANET C.
KLOEPFER, ROBERT JR. KLOEPFER, JILL
GRAZIANO, KIM MCKENNA, MAUREEN
KOECHLER, THOMAS KURAS, ROGER
KYTE, KYLER LAKE, DOROTHY A.
LAKE, JEANNE KAVINSKI, ANTOINETTE
LAURIA, PAMELA LAWSON DIXON,
CINDY LEDUC-SANCHEZ, PATRICIA
LENOIR, PATRICK LENOIR, KATHERINE
LENOIR, JOHN A. LENOIR, ELAINE
FARRALLY-PLOURDE, MINDY
GOTTENBERG, REBECCA LIGHTBOURN,
WALTER HICKS, BERDIE HICKS, ELISA
MALANI, ALEXANDRA LOPES, NICOLE
LOPES, LORRAINE LOPES ESCALANTE,
SOPHIA W. M. FELICIANO, RODNEY
BUSH, CORY HAWKINS, CHRISTIAN
LYONS, MARQUIS LYONS, JEWEL
LYONS, JANET WEXLER MAGEE,
MALEK MALAHI, NABEELA MALAHI,
FARAS MALAHI, JARID MALDONADO,
APRIL FITZGERALD, CHRISTINE
MARIANI, CHRISTINA MARTINEZ,
GABRIEL MARTINEZ, SHAUN MASON,
SHANNON MASON, KAREN SCHUBERT,
STEPHEN MATHESSEN, DEBORAH
MALONEY, PATRICIA SARRANTONIO,

Civil Docket Number: 18-cv-05339

**SHORT FORM AMENDED COMPLAINT
AND DEMAND FOR TRIAL BY JURY**

ECF CASE

JEAN NEIL, DALE MATTSON, GLENN
MATTSON, DWAIN MATTSON, PETER
MCMAHON, NANCY MCMAHON,
MICHAEL MCMAHON, KIM MCNEIL,
SCARLYN MEJIA, ELLEN MELLO,
ALEXSANDR MELNICHENKO, MARIA
REVILLA, RONALDO MILAM,
JACQUELINE MILAM, MYEJOI MILAM,
RACHEL MILLER, LAURIE MILLER,
KATHERINE MILLER, SHERYL MILLER
BECHOR, ELAINE MOCCIA, MERCEDES
HERNANDEZ MOLINA, AMANDA
CASTRILLON, STACEY MONTOYA,
KEVIN MORAN, MICHAEL MORAN,
DYLAN MORAN, RYAN MORAN, ELLEN
MORAN AS PERSONAL
REPRESENTATIVE OF MARGARET
MURPHY MORAN, ELLEN MORAN
BRENNAN, MONA O'CONNOR, KIM
RACKLIN, EILEEN M. MORELLO,

PLAINTIFFS,

v.

ISLAMIC REPUBLIC OF IRAN,

DEFENDANT.

IRAN SHORT FORM COMPLAINT

Plaintiffs file this Short Form Complaint against Defendant Islamic Republic of Iran ("Iran") arising out of the September 11, 2001 terrorist attacks ("September 11, 2001 Terrorist Attacks") as named herein by and through the undersigned counsel.

Plaintiffs incorporates by reference the specific allegations, as indicated below, the *Burnett, et al. v. Islamic Republic of Iran et al.*, Amended Complaint, 15-cv-9903 (S.D.N.Y.) (GBD) (SN) Doc. No. 53 (hereinafter the "*Burnett Iran Complaint*").

Plaintiffs file this *Iran Short Form Complaint* as permitted and approved by the Court's Order of May 25, 2018, 2018, ECF No. 4010 in 1:03-md-01570-GBD-SN.

Upon filing of this *Iran Short Form Complaint*, Plaintiffs are deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as specified below; all causes of action contained within that complaint; all prior filings in connection with that complaint; and all prior Orders and rulings of the Court in connection with that complaint.

Additionally, Plaintiffs incorporate the factual allegations and findings contained in those pleadings and orders filed, *inter alia*, at *Havlish v. Bin Laden*, Docket No. 1:03-cv-9848, ECF Nos. 263, 294, 295 (S.D.N.Y. Dec. 22, 2011); *Havlish v. Bin Laden*, 03 MDL 1570, ECF Nos. 2430, 2431, 2432, 2433, 2473, 2515, 2516; and evidence submitted at the proceedings before Hon. George B. Daniels on December 15, 2011 (ECF No. 2540).

This *Iran Short Form Complaint* relates solely to Defendant Iran, and does not apply to any other defendant.

VENUE

1. Venue in this district is proper pursuant to 28 U.S.C. §§ 1391(b)(2) and 1391(f)(1), as a substantial part of the events giving rise to the claims asserted herein occurred in this district. Venue is also proper in this district pursuant to 18 U.S.C. § 2334(a).

JURISDICTION

2. Jurisdiction against Iran is premised on the grounds set forth in the complaints specified below, including but not limited to 28 U.S.C. § 1605(a) (tort exception to the Foreign Sovereign Immunities Act), 28 U.S.C. § 1605A (terrorism exception to the Foreign Sovereign Immunities Act) and 28 U.S.C. § 1605B (Justice Against Sponsors of Terrorism Act).

CAUSES OF ACTION

3. Plaintiffs hereby adopt and incorporate by reference all factual allegations, jurisdictional allegations, and jury trial demand, including all causes of action against Iran, as set forth in the following complaint [**check only one complaint**]:

- ☐ *Ashton* Iran Complaint, Docket Number 02-cv-6977 (S.D.N.Y.) (GBD)(SN) (03-md-1570 ECF Doc. No. 3237)
- ☒ *Burnett* Iran Complaint, Docket Number 15-cv-9903 (S.D.N.Y.) (GBD)(SN) (ECF Doc. No. 53)

4. In addition, Plaintiffs hereby assert the following additional causes of action:

- ☒ *Iran Short Form Complaint* First Cause of Action to Recover Wrongful Death Damages Pursuant to 28 U.S.C. § 1605B (the Justice Against Sponsors of Terrorism Act or JASTA) and 18 U.S.C. § 2333 *et seq.* (the Anti-Terrorism Act or ATA)

As a factual basis for this cause of action, Plaintiffs allege that the allegations set forth in the complaint noted above, as well as the allegations set forth in the *Havlish* filings noted above, establish that, as set forth herein, the injuries they suffered arose from the September 11, 2001 Terrorist Attacks; Defendant's role in the September 11, 2001 Terrorist Attacks constituted acts of international terrorism that violated state and federal laws pursuant to 18 U.S.C. § 2331; that the September 11, 2001 Terrorist Attacks constituted acts of international terrorism committed, planned or authorized by an organization that had been designated as a foreign terrorist organization under 8 U.S.C. § 1189; that the September 11, 2001 Terrorist Attacks violated state and federal laws pursuant to 18 U.S.C. § 2331; and that Defendant aided and abetted, by knowingly providing substantial assistance, with others and/or conspired with others who committed an act or acts of international terrorism in violation of 18 U.S.C. § 2333 *et seq.*

- ☐ *Iran Short Form Complaint* First Cause of Action to Recover Personal Injury Damages Pursuant to 28 U.S.C. § 1605B (the Justice Against Sponsors of Terrorism Act or JASTA) and 18 U.S.C. § 2333 *et seq.* (the Anti-Terrorism Act or ATA)

As a factual basis for this cause of action, Plaintiff(s) allege that the allegations set forth in the complaint noted above, as well as the allegations set forth in the *Havlish* filings noted above, establish that, as set forth herein, the injuries they suffered arose from the September 11, 2001 Terrorist Attacks; Defendant's role in the September 11, 2001 Terrorist Attacks constituted acts of international terrorism that violated state and federal laws pursuant to 18 U.S.C. § 2331; that the September 11, 2001 Terrorist Attacks constituted acts of international terrorism committed, planned or authorized by an organization that had been designated as a foreign terrorist organization under 8 U.S.C. § 1189; that the September 11, 2001 Terrorist Attacks violated state and federal laws pursuant to 18 U.S.C. § 2331; and that Defendant aided and abetted, by knowingly providing substantial assistance, with others and/or conspired with others who committed an act or acts of international terrorism in violation of 18 U.S.C. § 2333 *et seq.*

5. Plaintiffs are making such claim on the following basis, and incorporates by reference that supplemental information provided on Appendix 1 to the *Iran Short Form Complaint*, identifying the Plaintiff(s) asserted basis for participating in this suit:

- ☒ Estate Wrongful Death Claim by Estate Representative on Behalf of an Individual Killed as a result of the September 11, 2001 Terrorist Attacks
- ☒ Solatium Claim by Immediate Family Member of an Individual Killed as a result of the September 11, 2001 Terrorist Attacks
- ☐ Personal Injury Claim by Individual Injured as a result of the September 11, 2001 Terrorist Attacks

IDENTIFICATION OF PLAINTIFFS

6. The following allegations and information are alleged on behalf of each individual who is bringing this claim, as indicated on Appendix 1 to this *Iran Short Form Complaint*, herein referred to as "Plaintiffs."

- a. The citizenship/nationality of each Plaintiff is indicated at Appendix 1 to this *Iran Short Form Complaint*.
- b. Plaintiff is entitled to recover damages on the causes of action set forth in the complaint identified above, as joined by this *Iran Short Form Complaint*, and as further asserted within this *Iran Short Form Complaint*.

- c. As indicated at Appendix 1, Plaintiff (i) is the estate representative of someone who was killed as a result of the September 11, 2001 Terrorist Attacks; (ii) is the surviving immediate family member of someone who was killed as a result of the September 11, 2001 Terrorist Attacks; and/or (iii) suffered physical injuries as a result of the September 11, 2001 Terrorist Attacks.
- d. For those plaintiffs with personal injury claims, as indicated in Appendix 1, related to the September 11, 2001 Terrorist Attacks, said Plaintiff was present at the Pentagon and/or the World Trade Center site and/or its surroundings and/or lower Manhattan and/or at an area wherein he/she was exposed to toxins as a result of the terrorist attacks and was exposed to toxins from the attacks, and/or was otherwise injured, and/or as otherwise alleged, as stated specifically in Appendix 1.
- e. For those plaintiffs with personal injury and/or wrongful death claims, as indicated in Appendix 1, as a direct, proximate and foreseeable result of Defendant's actions or inactions, Plaintiff or his or her decedent suffered bodily injury and/or death, and consequently economic and other losses, including but not limited to pain and suffering, emotional distress, psychological injuries, and loss of enjoyment of life, and/or as described in the *Iran Short Form Complaint*, and/or as otherwise may be specified in subsequent discovery proceedings, and/or as otherwise alleged in Appendix 1.
- f. The name, relationship to the injured and/or deceased September 11 victim, residency, citizenship/nationality, and the general nature of the claim for each plaintiff asserting wrongful death and/or personal injury claims is listed on the attached Appendix 1, and is incorporated herein as allegations, with all allegations of the related complaints, as specified above, deemed alleged as to each plaintiff.

IDENTIFICATION OF THE DEFENDANT

7. The only Defendant named in this *Short Form Complaint* is the Islamic Republic of Iran.

NO WAIVER OF OTHER CLAIMS

8. By filing this *Short Form Complaint*, Plaintiffs are not waiving any right to file suit against any other potential defendants or parties.

9. By filing this *Iran Short Form Complaint*, Plaintiffs are not opting out of any class that the Court may certify in the future.

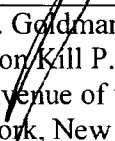
WHEREFORE, Plaintiffs pray for relief and judgment against Defendant as set forth in the *Burnett* Iran Complaint, as indicated above.

JURY DEMAND

Plaintiffs hereby demand a trial by jury as to the claims in this action.

Dated: June 12, 2018

Respectfully submitted,



Jerry S. Goldman
Anderson Kill P.C.
1251 Avenue of the Americas
New York, New York
Telephone: 212-278-1000
jgoldman@andersonkill.com
Attorneys for Plaintiffs

See Appendix 1 Annexed

APPENDIX 1 TO THE IRAN SHORT FORM COMPLAINT

Each line below is deemed an allegation, incorporating the allegations, language and references within the *Burnett* Amended Complaint as noted in the Iran Short Form Complaint to which this Appendix is appended. All allegations below shall be referenced as Allegation 1 of Appendix 1 to Iran Short Form Complaint, Allegation 2 of Appendix 1 to the Iran Short Form Complaint, etc.

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
1	Kamardinova, Bakahityar	VA	Kamardinova, Gavkharoy	Brother	Uzbekistan	Uzbekistan	Solatium
2	Kamardinova, Mukhamet	VA	Kamardinova, Gavkharoy	Father	Uzbekistan	Uzbekistan	Solatium
3	Kamardinova, Farida	VA	Kamardinova, Gavkharoy	Mother	Uzbekistan	Uzbekistan	Solatium
4	Kamardinova, Fotima	VA	Kamardinova, Gavkharoy	Sister	United States	Uzbekistan	Solatium
5	Kamardinova, Zahro	VA	Kamardinova, Gavkharoy	Sister	Uzbekistan	Uzbekistan	Solatium
6	Koragova, Zukhra	VA	Kamardinova, Gavkharoy	Sister	United States	Uzbekistan	Solatium
7	Kane, George	MA	Kane, Jennifer L.	Father/PR	United States	United States	Solatium/ Wrongful Death
8	Kearney, McKinley	FL	Kearney-Griffin, Lisa	Father	United States	United States	Solatium
9	Sprauve, Brityne	GA	Kearney-Griffin, Lisa	Daughter	United States	United States	Solatium
10	Warren, Simara	MD	Kegler, Brenda	Daughter/PR	United States	United States	Solatium/ Wrongful Death
11	Juleff, Anne K.	NJ	Kelly, Thomas M.	Spouse/PR	United States	United States	Solatium/ Wrongful Death

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
12	Kelly, Kathleen	NY	Kelly, Thomas W.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
13	Garger, Allison	NY	Kennedy, Thomas	Spouse/PR	United States	United States	Solatium/ Wrongful Death
14	Khalif, Elizabeth	NY	Khalif, Boris	Mother	United States	United States	Solatium
15	Kimelman, Michael	NY	Kimelman, Mary Jo	Father/PR	United States	United States	Solatium/ Wrongful Death
16	Wallach, Terre	FL	Kimelman, Mary Jo	Mother/PR	United States	United States	Solatium/ Wrongful Death
17	Work, Kellie	NY	King, Amy R.	Sister	United States	United States	Solatium
18	King, Susan	NY	King, Amy R.	Mother	United States	United States	Solatium
19	Barrett, Karen	NJ	King, Lucille T.	PR	United States	United States	Solatium/ Wrongful Death
20	Klein, Hans A.	NY	Klein, Peter A.	Father	United States	United States	Solatium
21	Kloepfer, Michael	NJ	Kloepfer, Ronald Philip	Brother	United States	United States	Solatium
22	Kloepfer, Janet C.	NY	Kloepfer, Ronald Philip	Mother	United States	United States	Solatium
23	Kloepfer, Robert Jr.	NY	Kloepfer, Ronald Philip	Brother	United States	United States	Solatium
24	Graziano, Jill	NY	Kloepfer, Ronald Philip	Sister	United States	United States	Solatium
25	McKenna, Kim	NY	Kloepfer, Ronald Philip	Sister	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
26	Koecheler, Maureen	NY	Koecheler, Gary E.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
27	Kuras, Thomas	NY	Kuras, Patricia A.	Brother/PR	United States	United States	Solatium/ Wrongful Death
28	Kyte, Roger	NJ	Kyte, Angela R.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
29	Lake, Kyler	FL	Lake, William D.	Spouse	United States	United States	Solatium
30	Lake, Dorothy A.	FL	Lake, William D.	Son	United States	United States	Solatium
31	Kavinski, Jeanne	MD	LaPlante, Carol A.	Sister/PR	United States	United States	Solatium/ Wrongful Death
32	Lauria, Antoinette	FL	Lauria, Stephen J.	Mother/PR	United States	United States	Solatium/ Wrongful Death
33	Lawson Dixon, Pamela	CO	Lawson, Nathaniel	Daughter/PR	United States	United States	Solatium/ Wrongful Death
34	Leduc- Sanchez, Cindy	NY	Leduc, Alexis	Daughter/PR	United States	United States	Solatium/ Wrongful Death
35	Lenoir, Patricia	TN	Lenoir, John R.	Mother	United States	United States	Solatium
36	Lenoir, Patrick	TN	Lenoir, John R.	Brother	United States	United States	Solatium
37	Lenoir, Katherine	TN	Lenoir, John R.	Sister	United States	United States	Solatium
38	Lenoir, John A.	TN	Lenoir, John R.	Father	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
39	Farrally-Plourde, Elaine	NY	Lesperance, Charles A.	Daughter/PR	United States	United States	Solatium/ Wrongful Death
40	Gottenberg, Mindy	PA	Levin, Alisha C.	Sister/PR	United States	United States	Solatium/ Wrongful Death
41	Lightbourn, Rebecca	MD	Lightbourn-Allen, Samantha	Mother/PR	United States	United States	Solatium/ Wrongful Death
42	Hicks, Walter	GA	Lindo, Nickie	Brother	United States	United States	Solatium
43	Hicks, Berdie	GA	Lindo, Nickie	Mother	United States	United States	Solatium
44	Malani, Elisa	CA	Lomax, Michael	Sister in Law	United States	United States	Solatium
45	Lopes, Alexandra	NY	Lopes, Salvatore	Daughter	United States	United States	Solatium
46	Lopes, Nicole	NY	Lopes, Salvatore	Daughter	United States	United States	Solatium
47	Lopes Escalante, Lorraine	NY	Lopes, Salvatore	Spouse	United States	United States	Solatium
48	Feliciano, Sophia W. M.	FL	Lopez, George	Spouse/PR	United States	United States	Solatium/ Wrongful Death
49	Bush, Rodney	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
50	Hawkins, Cory	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
51	Lyons, Christian	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
52	Lyons, Marquis	AR	Lyons, Nehamon	Brother	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
53	Lyons, Jewel	AR	Lyons, Nehamon	Mother	United States	United States	Solatium
54	Wexler Magee, Janet	NY	Magee, Charles W.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
55	Malahi, Malek	MI	Malahi, Abdu Ali	Son	United States	United States	Solatium
56	Malahi, Nabeela	MI	Malahi, Abdu Ali	Spouse	Yemen	United States	Solatium
57	Malahi, Faras	MI	Malahi, Abdu Ali	Son	Yemen	United States	Solatium
58	Maldonado, Jarid	FL	Maldonado-Agosto, Myrna	Son	United States	United States	Solatium
59	Fitzgerald, April	VA	Maloy, Gene	Sister/PR	United States	United States	Solatium/ Wrongful Death
60	Mariani, Christine	MA	Mariani, Louis N.	Sister	United States	United States	Solatium
61	Martinez, Christina	NY	Martinez, Betsy	Daughter	United States	United States	Solatium
62	Martinez, Gabriel	NY	Martinez, Robert G	Father/PR	Peru	United States	Solatium/ Wrongful Death
63	Mason, Shaun	VA	Mason, Ada L.	Son	United States	United States	Solatium
64	Mason, Shannon	VA	Mason, Ada L.	Daughter	United States	United States	Solatium
65	Schubert, Karen	FL	Mathesen, William A.	Sister	United States	United States	Solatium
66	Mathesen, Stephen	NY	Mathesen, William A.	Brother	United States	United States	Solatium
67	Maloney, Deborah	NY	Mathesen, William A.	Sister	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
68	Sarrantonio, Patricia	NY	Mathesen, William A.	Sister	United States	United States	Solatium
69	Neil, Jean	MI	Mattic, Margaret E.	Sister/PR	United States	United States	Solatium/ Wrongful Death
70	Mattson, Dale	WI	Mattson, Dean E.	Brother	United States	United States	Solatium
71	Mattson, Glenn	WI	Mattson, Dean E.	Brother	United States	United States	Solatium
72	Mattson, Dwain	WI & AZ	Mattson, Dean E.	Brother	United States	United States	Solatium
73	McMahon, Peter	NY	McMahon, Robert D.	Brother	United States	United States	Solatium
74	McMahon, Nancy	NY	McMahon, Robert D.	Stepmother	United States	United States	Solatium
75	McMahon, Michael	FL	McMahon, Robert D.	Brother	United States	United States	Solatium
76	McNeil, Kim	NY	McNeil, Walter A.	Daughter/PR	United States	United States	Solatium/ Wrongful Death
77	Mejia, Scarlyn	NY	Mejia, Manuel E.	Daughter/PR	United States	Dominican Republic	Solatium/ Wrongful Death
78	Mello, Ellen	CT	Mello, Christopher D.	Mother/PR	United States	United States	Solatium/ Wrongful Death
79	Melnichenko, Aleksandr	NY	Melnichenko, Yelena	Spouse/PR	United States	Lithuania	Solatium/ Wrongful Death
80	Revilla, Maria	FL	Mier, Luis Clodoaldo Revilla	Spouse/PR	United States	United States	Solatium/ Wrongful Death
81	Milam, Ronaldo	TX	Milam, Major Ronald D.	Son	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
82	Milam, Jacqueline	TX	Milam, Major Ronald D.	Spouse	United States	United States	Solatium
83	Milam, MyeJoi	TX	Milam, Major Ronald D.	Daughter	United States	United States	Solatium
84	Miller, Rachel	PA	Miller, Douglas C.	Daughter	United States	United States	Solatium
85	Miller, Laurie	PA	Miller, Douglas C.	Spouse	United States	United States	Solatium
86	Miller, Katherine	PA	Miller, Douglas C.	Daughter	United States	United States	Solatium
87	Miller Bechor, Sheryl	FL	Miller, Philip D.	Daughter	United States	United States	Solatium
88	Moccia, Elaine		Moccia, Frank V.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
89	Hernandez Molina, Mercedes	NY	Molina, Manuel De Jesus	Spouse	United States	Dominican Republic	Solatium
90	Castrillon, Amanda	MA	Montoya, Antonio	Spouse/PR	United States	Colombia	Solatium/ Wrongful Death
91	Montoya, Stacey	CA	Montoya, Carlos A.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
92	Moran, Kevin	PA	Moran, Gerard	Brother	United States	United States	Solatium
93	Moran, Michael	NY	Moran, John	Brother	United States	United States	Solatium
94	Moran, Dylan	NJ	Moran, John	Son	United States	United States	Solatium
95	Moran, Ryan	WA	Moran, John	Son	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residence at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
96	Moran, Ellen as Personal Representative of Margaret Murphy	NJ	Moran, John	Mother (deceased)	United States	United States	Solatium
97	Moran Brennan, Ellen	NJ	Moran, John	Sister	United States	United States	Solatium
98	O'Connor, Mona	NY	Moran, John	Sister	United States	United States	Solatium
99	Racklin, Kim	NJ	Moran, John	Spouse/PR	United States	United States	Solatium/ Wrongful Death
100	Morello, Eileen M.	NJ	Morello, Steven	Spouse/PR	United States	United States	Solatium/ Wrongful Death

28 USC 1608 Summons IH 6

4/17

UNITED STATES DISTRICT COURT
for the
Southern District of New York

BAKAHITYAR KAMARDINOVA, ET AL.
(see appendix)

Plaintiff

v.

ISLAMIC REPUBLIC OF IRAN

Defendant

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Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) ISLAMIC REPUBLIC OF IRAN,
c/o Permanent Mission of Iran
to the United Nations
622 Third Avenue
New York, NY 10017

A lawsuit has been filed against you.

Within 60 days after service of this summons on you (not counting the day you received it) you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Jerry S. Goldman, Esq.
ANDERSON KILL P.C.
1251 Avenue of the Americas
New York, NY 10020
(212) 278-1000
jgoldman@andersonkill.com

If you fail to respond, judgment by default may be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

28 USC 1608 Summons (12/11) (Page 2)

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

▸ I personally served the summons on the individual at *(place)* _____
 on *(date)* _____; or

▸ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

▸ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 on *(date)* _____; or

▸ I returned the summons unexecuted because _____; or

▸ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

APPENDIX

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
1	Kamardinova, Bakahityar	VA	Kamardinova, Gavkharoy	Brother	Uzbekistan	Uzbekistan	Solatium
2	Kamardinova, Mukhamet	VA	Kamardinova, Gavkharoy	Father	Uzbekistan	Uzbekistan	Solatium
3	Kamardinova, Farida	VA	Kamardinova, Gavkharoy	Mother	Uzbekistan	Uzbekistan	Solatium
4	Kamardinova, Fotima	VA	Kamardinova, Gavkharoy	Sister	United States	Uzbekistan	Solatium
5	Kamardinova, Zahro	VA	Kamardinova, Gavkharoy	Sister	Uzbekistan	Uzbekistan	Solatium
6	Koragova, Zukhra	VA	Kamardinova, Gavkharoy	Sister	United States	Uzbekistan	Solatium
7	Kane, George	MA	Kane, Jennifer L.	Father/PR	United States	United States	Solatium/ Wrongful Death
8	Kearney, McKinley	FL	Kearney- Griffin, Lisa	Father	United States	United States	Solatium
9	Sprauve, Brityne	GA	Kearney- Griffin, Lisa	Daughter	United States	United States	Solatium
10	Warren, Simara	MD	Kegler, Brenda	Daughter/PR	United States	United States	Solatium/ Wrongful Death
11	Juleff, Anne K.	NJ	Kelly, Thomas M.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
12	Kelly, Kathleen	NY	Kelly, Thomas W.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
13	Garger, Allison	NY	Kennedy, Thomas	Spouse/PR	United States	United States	Solatium/ Wrongful Death
14	Khalif, Elizabeth	NY	Khalif, Boris	Mother	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
15	Kimelman, Michael	NY	Kimelman, Mary Jo	Father/PR	United States	United States	Solatium/ Wrongful Death
16	Wallach, Terre	FL	Kimelman, Mary Jo	Mother/PR	United States	United States	Solatium/ Wrongful Death
17	Work, Kellie	NY	King, Amy R.	Sister	United States	United States	Solatium
18	King, Susan	NY	King, Amy R.	Mother	United States	United States	Solatium
19	Barrett, Karen	NJ	King, Lucille T.	PR	United States	United States	Solatium/ Wrongful Death
20	Klein, Hans A.	NY	Klein, Peter A.	Father	United States	United States	Solatium
21	Kloepfer, Michael	NJ	Kloepfer, Ronald Philip	Brother	United States	United States	Solatium
22	Kloepfer, Janet C.	NY	Kloepfer, Ronald Philip	Mother	United States	United States	Solatium
23	Kloepfer, Robert Jr.	NY	Kloepfer, Ronald Philip	Brother	United States	United States	Solatium
24	Graziano, Jill	NY	Kloepfer, Ronald Philip	Sister	United States	United States	Solatium
25	McKenna, Kim	NY	Kloepfer, Ronald Philip	Sister	United States	United States	Solatium
26	Koecheler, Maureen	NY	Koecheler, Gary E.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
27	Kuras, Thomas	NY	Kuras, Patricia A.	Brother/PR	United States	United States	Solatium/ Wrongful Death
28	Kyte, Roger	NJ	Kyte, Angela R.	Spouse/PR	United States	United States	Solatium/ Wrongful Death

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
29	Lake, Kyler	FL	Lake, William D.	Spouse	United States	United States	Solatium
30	Lake, Dorothy A.	FL	Lake, William D.	Son	United States	United States	Solatium
31	Kavinski, Jeanne	MD	LaPlante, Carol A.	Sister/PR	United States	United States	Solatium/ Wrongful Death
32	Lauria, Antoinette	FL	Lauria, Stephen J.	Mother/PR	United States	United States	Solatium/ Wrongful Death
33	Lawson Dixon, Pamela	CO	Lawson, Nathaniel	Daughter/PR	United States	United States	Solatium/ Wrongful Death
34	Leduc-Sanchez, Cindy	NY	Leduc, Alexis	Daughter/PR	United States	United States	Solatium/ Wrongful Death
35	Lenoir, Patricia	TN	Lenoir, John R.	Mother	United States	United States	Solatium
36	Lenoir, Patrick	TN	Lenoir, John R.	Brother	United States	United States	Solatium
37	Lenoir, Katherine	TN	Lenoir, John R.	Sister	United States	United States	Solatium
38	Lenoir, John A.	TN	Lenoir, John R.	Father	United States	United States	Solatium
39	Farrally-Plourde, Elaine	NY	Lesperance, Charles A.	Daughter/PR	United States	United States	Solatium/ Wrongful Death
40	Gottenberg, Mindy	PA	Levin, Alisha C.	Sister/PR	United States	United States	Solatium/ Wrongful Death
41	Lightbourn, Rebecca	MD	Lightbourn-Allen, Samantha	Mother/PR	United States	United States	Solatium/ Wrongful Death
42	Hicks, Walter	GA	Lindo, Nickie	Brother	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
43	Hicks, Berdie	GA	Lindo, Nickie	Mother	United States	United States	Solatium
44	Malani, Elisa	CA	Lomax, Michael	Sister in Law	United States	United States	Solatium
45	Lopes, Alexandra	NY	Lopes, Salvatore	Daughter	United States	United States	Solatium
46	Lopes, Nicole	NY	Lopes, Salvatore	Daughter	United States	United States	Solatium
47	Lopes Escalante, Lorraine	NY	Lopes, Salvatore	Spouse	United States	United States	Solatium
48	Feliciano, Sophia W. M.	FL	Lopez, George	Spouse/PR	United States	United States	Solatium/ Wrongful Death
49	Bush, Rodney	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
50	Hawkins, Cory	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
51	Lyons, Christian	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
52	Lyons, Marquis	AR	Lyons, Nehamon	Brother	United States	United States	Solatium
53	Lyons, Jewel	AR	Lyons, Nehamon	Mother	United States	United States	Solatium
54	Wexler Magee, Janet	NY	Magee, Charles W.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
55	Malahi, Malek	MI	Malahi, Abdu Ali	Son	United States	United States	Solatium
56	Malahi, Nabeela	MI	Malahi, Abdu Ali	Spouse	Yemen	United States	Solatium
57	Malahi, Faras	MI	Malahi, Abdu Ali	Son	Yemen	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
58	Maldonado, Jarid	FL	Maldonado- Agosto, Myrna	Son	United States	United States	Solatium
59	Fitzgerald, April	VA	Maloy, Gene	Sister/PR	United States	United States	Solatium/ Wrongful Death
60	Mariani, Christine	MA	Mariani, Louis N.	Sister	United States	United States	Solatium
61	Martinez, Christina	NY	Martinez, Betsy	Daughter	United States	United States	Solatium
62	Martinez, Gabriel	NY	Martinez, Robert G	Father/PR	Peru	United States	Solatium/ Wrongful Death
63	Mason, Shaun	VA	Mason, Ada L.	Son	United States	United States	Solatium
64	Mason, Shannon	VA	Mason, Ada L.	Daughter	United States	United States	Solatium
65	Schubert, Karen	FL	Mathesen, William A.	Sister	United States	United States	Solatium
66	Mathesen, Stephen	NY	Mathesen, William A.	Brother	United States	United States	Solatium
67	Maloney, Deborah	NY	Mathesen, William A.	Sister	United States	United States	Solatium
68	Sarrantonio, Patricia	NY	Mathesen, William A.	Sister	United States	United States	Solatium
69	Neil, Jean	MI	Mattic, Margaret E.	Sister/PR	United States	United States	Solatium/ Wrongful Death
70	Mattson, Dale	WI	Mattson, Dean E.	Brother	United States	United States	Solatium
71	Mattson, Glenn	WI	Mattson, Dean E.	Brother	United States	United States	Solatium
72	Mattson, Dwain	WI & AZ	Mattson, Dean E.	Brother	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
73	McMahon, Peter	NY	McMahon, Robert D.	Brother	United States	United States	Solatium
74	McMahon, Nancy	NY	McMahon, Robert D.	Stepmother	United States	United States	Solatium
75	McMahon, Michael	FL	McMahon, Robert D.	Brother	United States	United States	Solatium
76	McNeil, Kim	NY	McNeil, Walter A.	Daughter/PR	United States	United States	Solatium/ Wrongful Death
77	Mejia, Scarlyn	NY	Mejia, Manuel E.	Daughter/PR	United States	Dominican Republic	Solatium/ Wrongful Death
78	Mello, Ellen	CT	Mello, Christopher D.	Mother/PR	United States	United States	Solatium/ Wrongful Death
79	Melnichenko, Aleksandr	NY	Melnichenko, Yelena	Spouse/PR	United States	Lithuania	Solatium/ Wrongful Death
80	Revilla, Maria	FL	Mier, Luis Clodoaldo Revilla	Spouse/PR	United States	United States	Solatium/ Wrongful Death
81	Milam, Ronaldo	TX	Milam, Major Ronald D.	Son	United States	United States	Solatium
82	Milam, Jacqueline	TX	Milam, Major Ronald D.	Spouse	United States	United States	Solatium
83	Milam, MyeJoi	TX	Milam, Major Ronald D.	Daughter	United States	United States	Solatium
84	Miller, Rachel	PA	Miller, Douglas C.	Daughter	United States	United States	Solatium
85	Miller, Laurie	PA	Miller, Douglas C.	Spouse	United States	United States	Solatium
86	Miller, Katherine	PA	Miller, Douglas C.	Daughter	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
87	Miller Bechor, Sheryl	FL	Miller, Philip D.	Daughter	United States	United States	Solatium
88	Moccia, Elaine		Moccia, Frank V.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
89	Hernandez Molina, Mercedes	NY	Molina, Manuel De Jesus	Spouse	United States	Dominican Republic	Solatium
90	Castrillon, Amanda	MA	Montoya, Antonio	Spouse/PR	United States	Colombia	Solatium/ Wrongful Death
91	Montoya, Stacey	CA	Montoya, Carlos A.	Spouse/PR	United States	United States	Solatium/ Wrongful Death
92	Moran, Kevin	PA	Moran, Gerard	Brother	United States	United States	Solatium
93	Moran, Michael	NY	Moran, John	Brother	United States	United States	Solatium
94	Moran, Dylan	NJ	Moran, John	Son	United States	United States	Solatium
95	Moran, Ryan	WA	Moran, John	Son	United States	United States	Solatium
96	Moran, Ellen as Personal Representative of the estate of Margaret Murphy Moran	NJ	Moran, John	Mother (deceased)	United States	United States	Solatium
97	Moran Brennan, Ellen	NJ	Moran, John	Sister	United States	United States	Solatium
98	O'Connor, Mona	NY	Moran, John	Sister	United States	United States	Solatium

	Plaintiff's Last Name, First Name	Plaintiff's State of Residency at Filing	Last Name, First Name of 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Relationship to 9/11 Decedent (wrongful death and solatium cases)	Plaintiff's Citizenship/ Nationality on 9/11/01	9/11 Decedent's Citizenship/ Nationality on 9/11/01 (wrongful death and solatium cases)	Nature of Claim (wrongful death, solatium, personal injury)
99	Racklin, Kim	NJ	Moran, John	Spouse/PR	United States	United States	Solatum/ Wrongful Death
100	Morello, Eileen M.	NJ	Morello, Steven	Spouse/PR	United States	United States	Solatum/ Wrongful Death

IH-32

Rev: 2014-1

United States District Court
for the
Southern District of New York
Related Case Statement

Full Caption of Later Filed Case:

Bakahityar Kamardinova, et al.

Plaintiff	Case Number
vs.	1:18-cv-05339
Islamic Republic of Iran	
Defendant	

Full Caption of Earlier Filed Case:

(including in bankruptcy appeals the relevant adversary proceeding)

In re Terrorist Attacks on September 11,
2001

Plaintiff	Case Number
vs.	03 MDL 1570 (GBD)(SN)
Defendant	

IH-32

Rev: 2014-1

Status of Earlier Filed Case:

☐

Closed

(If so, set forth the procedure which resulted in closure, e.g., voluntary dismissal, settlement, court decision. Also, state whether there is an appeal pending.)

☒

Open

(If so, set forth procedural status and summarize any court rulings.)

Partial and/or full summary judgment as to Defendant Islamic Republic of Iran has been granted and ordered for select plaintiffs. This matter is still ongoing. On May 25, 2018, the Court entered an Order approving the "Iran Short Form Complaint" that is filed herewith. (See ECF No. 4010 in 1:03-md-01570-GBD-SN).

Explain in detail the reasons for your position that the newly filed case is related to the earlier filed case.

This is also a September 11th case for wrongful death that is against the sponsors of terrorism as the Defendant Islamic Republic of Iran is involved in the related MDL action. We are seeking similar relief in the form of damages from the Defendant. The Plaintiffs herein intend to participate in the underlying litigations as to the other defendants in due course. This case is also related to Estate of John Patrick O'Neill Sr., et al. v The Republic of Iraq, et al., 04-1076-GBN-SN; Thomas E. Burnett, Sr., in his own right as the Parent of Thomas E. Burnett, Jr., Deceased, et al. v. The Islamic Republic of Iran, et al., 15-cv-09903-GBN-SN; and Kathleen Ashton et al. v. al Qaeda Islamic Army, et al., 02-cv-06977-GBN-FM. The instant complaint is being filed in accordance with the Court's directive of May 25, 2018, ECF No. 4010 in 1:03-md-01570-GBD-SN.

Signature: _____

Jerry S. Goldman, Esq.
Anderson Kill P.C.

Firm: _____

Date: June 7, 2018